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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/142,452	01/19/1999	OSKAR K. WACK	19866.PCT/FA	2215

7590

05/17/2002

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EXAMINER

MARKOFF, ALEXANDER

ART UNIT

PAPER NUMBER

1746

26

DATE MAILED: 05/17/2002

Please find below and/or attached an Office communication concerning this application or proceeding.



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## Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment filed on 1/28, 3/08, 4/29/02 <sup>are</sup> considered non-compliant because it has not been submitted in the format required under 37 CFR 1.121, as amended on September 8, 2000 (see 65 Fed. Reg. 54603, Sept. 8, 2000, and 1238 O.G. 77, Sept. 19, 2000).

- ☐ 1. The amendment does not include a clean version of the replacement paragraph(s)/section(s). 37 CFR 1.121(b)(1)(ii).
- ☐ 2. The amendment does not include a marked-up version of the replacement paragraph(s)/section(s). 37 CFR 1.121(b)(1)(iii).
- ☐ 3. The amendment does not include a clean version of the amended claim(s). 37 CFR 1.121(c)(1)(i).
- ☐ 4. The amendment does not include a marked-up version of the amended claim(s). 37 CFR 1.121(c)(1)(ii).
- ☒ 5. Other see attachment

- ☒ **PRELIMINARY AMENDMENT:** Unless applicant re-submits the preliminary amendment in compliance with revised 37 CFR 1.121 within ONE MONTH of the mail date of this letter, examination on the merits may commence without entry of the originally proposed preliminary amendment. This notice is not an action under 35 U.S.C. 132, and this ONE MONTH time limit is not extendable.

- ☐ **AMENDMENT AFTER NON-FINAL ACTION:** Since the above mentioned reply appears to be *bona fide*, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

For your convenience, attached to this correspondence is a copy of an informational flyer (MPEP Bookmark Bulletin on "Simplified Amendment Practice").

Legal Instruments Examiner

Attachment:

Int. Summary (paper #26)

ALEXANDER MARKOFF  
PRIMARY EXAMINER

Art Unit: 1746

The amendments filed on 1/28/02, 3/08/02 and 4/29/02 are considered non-compliant because it has not been submitted in the format required under 37 CFR 1.121:

1. The claims do not have a parenthetical expression following the claim number indicating the status of the claim as amended or newly added (e.g., "amended", "twice amended," or "new").
2. At least the amendment filed 4/29/02 does not include a marked-up copy showing **all** the changes relative to the previous version of the claims. It is noted that at least the change of "imido" to "-NH-" in claim 61 is not marked-up.
3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Alexander Markoff whose telephone number is 703-308-7545. The examiner can normally be reached on Monday - Friday 8:30 - 6:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Randy P. Gulakowski can be reached on 703-308-4333.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-0651.

Alexander Markoff  
Primary Examiner  
Art Unit 1746

am  
May 14, 2002

**ALEXANDER MARKOFF  
PRIMARY EXAMINER**